

Court of Appeals, Division One

Criminal

1 CA-CR 16-0057

STATE v. PORTILLO

Appellate Case Information

Case Filed: 1-Feb-2016

Case Closed:

Dept/Composition

Department B

Hon. Patricia K Norris
Hon. Samuel A Thumma
Hon. Margaret H Downie

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Elizabeth B N Garcia, Esq. (AZ Bar No. 32209)

Side 2. JOHNNY PORTILLO, Appellant

(Litigant Group) JOHNNY PORTILLO

- Johnny Portillo

Attorneys for: Appellant

Mikel Steinfeld, Esq. (AZ Bar No. 24996)

CASE STATUS

Dec 28, 2016....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2014-001256-001	Attempted Armed Robbery, Class 3; Aggravated Assault, Class 3; Aggravated Assault, Class 3; First Degree Murder, Class 1	16.25 Years; 16.25 Years; 16.25 Years; Life	Alfred M Fenzel, Sentencing	JURY	

DESCENDENT CASE(S)

ASC CR-16-0519-PR

CASE DECISION

29-Nov-2016 MEMORANDUM DECISION

Margaret Downie.....Author

Patricia Norris.....Concur

Samuel Thumma.....Concur

Filed: 29-Nov-2016

Mandate:

Decision Disposition

Affirmed

52 PROCEEDING ENTRIES

- 1-Feb-2016 FILED: Notice of Appeal from Maricopa County Superior Court filed 01/27/16. Notification sent to Court Reporters dated 1/29/2016
- 4-Feb-2016 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 03/14/16. Anthony Mackey ProTem Judge - Author
- 11-Feb-2016 FILED: Reporters Transcript - 11/03/2015 - (Jane Westlund)
- 16-Feb-2016 FILED: Reporters Transcript - 01/21/2015 - (Christine Coaly)
- 16-Feb-2016 FILED: Reporters Transcript - 06/11/2015 - (Christine Coaly)
- 16-Feb-2016 FILED: Reporters Transcript - 05/14/2015 - (Christine Coaly)
- 17-Feb-2016 FILED: Reporters Transcript - 05/12/2014 - (Janice Penfield)
- 17-Feb-2016 FILED: Reporters Transcript - 10/12/2015 - (Janice Penfield)
- 22-Feb-2016 FILED: Reporters Transcript - 09/30/2015 - (Luz Franco)
- 4-Mar-2016 FILED: Reporters Transcript - 11/05/2015 - (Renee Mobley)

Court of Appeals, Division One**Criminal****1 CA-CR 16-0057****STATE v. PORTILLO****52 PROCEEDING ENTRIES**

11. 9-Mar-2016 FILED: Reporters Transcript - 11/04/2015 - (Lisa Bradley)
12. 10-Mar-2016 FILED: Additional Record on Appeal
Exhibits:
Hearing Date 10/13/2015 - List # 1 2 3 in a manila envelope
Hearing Date 10/22/2015 List # 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36
37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 66 68 69 70 71 72 73 74 79 79.001 79.002 80 81 82 83 84
85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 112 113 114 115 118 121 122 in a manila envelope
Hearing Date 01/07/2016 List # 1 2 in a manila envelope
Sealed Items:
Confidential Criminal History Addendum in Sealed Manila Envelope
13. 10-Mar-2016 FILED:e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None Sent with e-Record
14. 13-Mar-2016 FILED: Motion for Extension of Time to File Transcripts - (Vanessa Gartner)
15. 14-Mar-2016 FILED: Reporter's Transcripts - 11/10/2015 - Trial - (Marylynn LeMoine)
16. 14-Mar-2016 FILED: Reporter's Transcripts - 11/12/2015 - Trial - (Marylynn LeMoine)
17. 14-Mar-2016 FILED: Motion for Extension of Time to File Transcripts (Vanessa Melstrom)
18. 14-Mar-2016 FILED: Reporter's Transcript - 04/13/2015 - Trial Continuance - (Karen Bolton)
19. 14-Mar-2016 ORDERED: Motion for Extension of Time to File Transcripts - (Vanessa Gartner) = GRANTED. Due Dates EXTENDED to 04/13/2016 for Transcripts dated 10/22/2015[sic], 10/13/2015, 10/22/2015, 10/27/2015, 10/28/2015, 10/29/2015, 10/29/2015, 01/07/2016 or OSC 04/20/16. Hon Samuel A Thumma - Author
20. 15-Mar-2016 FILED: Request for Extension (of Time to File Transcripts) (Kristi Week)
21. 17-Mar-2016 ORDERED: Request for Extension (of Time to File Transcripts) (Kristi Week) = GRANTED. Due date EXTENDED from Monday, 03-14-2016 to Monday, 04-18-2016 for transcript of proceedings held on 10/29/2015 or OSC 04/20/16. Hon Samuel A Thumma - Author
22. 17-Mar-2016 ORDERED: Motion for Extension of Time to File Transcripts (Vanessa Melstrom) = GRANTED. Due date EXTENDED from Monday, 03-14-2016 to Monday, 04-18-2016 for transcript of proceedings held on 11/04/2015 or OSC 04/20/16. Hon Samuel A Thumma - Author
23. 25-Mar-2016 FILED: Reporter's Transcript - 11/4/15 - Jury Trial Day 6 (Vanessa M. Melstrom)
24. 13-Apr-2016 FILED: Reporter's Transcript - 10/13/15 - Oral Argument (Vanessa Gartner)
25. 13-Apr-2016 FILED: Reporter's Transcripts - 10/21/15 - Status Conference (Vanessa Gartner)
26. 13-Apr-2016 FILED: Reporter's Transcripts - 10/22/15 - Trial Day 1 (Vanessa Gartner)
27. 13-Apr-2016 FILED: Reporter's Transcripts - 10/27/15 - Trial Day 2 (Vanessa Gartner)
28. 13-Apr-2016 FILED: Reporter's Transcript - 10/28/15 - Trial Day 3 (Vanessa Gartner)
29. 13-Apr-2016 FILED: Reporter's Transcripts - 10/29/15 - Trial Day 4 (Vanessa Gartner)
30. 13-Apr-2016 FILED: Reporter's Transcript - 12/15/15 - Sentencing (Vanessa Gartner)
31. 13-Apr-2016 FILED: Reporter's Transcript - 1/7/16 - Sentencing (Vanessa Gartner)
32. 13-Apr-2016 FILED: Reporters Transcript (10/27/15 [Vanessa Gartner])
33. 18-Apr-2016 FILED: Reporter's Transcripts - 10/20/2015 [sic] - Jury Trial (Kristi Week)
34. 20-Apr-2016 FILED: Notice of Completion of Record

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35.	28-Apr-2016	FILED: Notice of Appearance; Certificate of service (Appellant)
36.	18-May-2016	FILED: Motion to Supplement Record and Request to Extend Time to File the Opening Brief until the Record is Supplemented; Certificate of Service (Appellant)
37.	18-May-2016	FILED: Reporter's Transcripts - Status Conference Supplement- 10/21/15 (Vanessa Gartner)
38.	25-May-2016	ORDERED: Motion to Supplement Record (Appellant) = GRANTED/Transcripts due 06/24/2016. FURTHER ORDERED: Request to Extend Time to File the Opening Brief Until the Record is Supplemented = GRANTED/Due date EXTENDED from Monday, 06-06-2016 to Friday, 07-22-2016. Anthony Mackey ProTem Judge - Author
39.	28-May-2016	FILED: Reporter's Transcript - 11/06/2014 - Final Trial and Case Management Conference (Christine Coaly)
40.	3-Jun-2016	FILED: Reporter's Transcript - Final Trial Management Conf 8/4/15 (Luz Franco)
41.	26-Jun-2016	FILED: Reporter's Transcript - 08/26/2015 - Status Conference (Linda Lopez)
42.	22-Jul-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
43.	29-Jul-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)
44.	22-Aug-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
45.	30-Aug-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
46.	9-Sep-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcripts filed directly with COA 1 previously)
47.	16-Sep-2016	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
48.	26-Sep-2016	CLNDR: CONFERENCE, Department B, 11-22-16, COURTROOM 1.
49.	29-Nov-2016	MEMORANDUM DECISION (Affirmed) Hon Margaret H Downie - Author; Hon Patricia K Norris - Concur; Hon Samuel A Thumma - Concur
50.	29-Nov-2016	FILED: Memorandum Decision Distribution List
51.	28-Dec-2016	FILED: Email Notice from ASC re: Petition for Review filed 12/28/16; request for partial record
52.	29-Dec-2016	FILED: Letter forwarding partial record to Arizona Supreme Court